IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE G. BIKSHAPATHY

WRIT PETITION NO : 22813 of 1994

Between:
V.Vibhavasu Sharma S/o.late Ribhudev Sharma
aged 36 years, Occ:Officer,Andhra Bank, R/o.Nellore

... PETITIONER

AND

1 Andhra Bank, Rep. by its Chairman & Managing Director Central Office, Saifabad, Hyderabad
2 The Central Manager (Personal) Andhra Bank, Central Office, Saifabad, Hyderabad
3 M.Raghavari Pillai Scale-II Hindi Officer, Central Office, Andhra Bank, Saifabad, Hyderabad.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ or order or direction (I) declaring the action of the respondents 1 & 2 in not promoting the petitioner to MMGS-II as arbitrary, illegal and violative of Art.14, 16 & 21 of the Constitution of India; (ii) declare Lr.no.666/3/E/425, dt.2/12/94 of the respondents bank as arbitrary, illegal and the same may be set aside; (iii)direction may be given to the respondents 1 & 2 to promote the petitioner to MMGS-II w.e.f.31/12/93 with all consequential benefits; (iv)records may be called for; (v)alternatively, allocation of 40 marks for interview without prescribing any criteria, as per Para 1 of the bank circular No.56 dt.25/4/91 may be declared as arbitrary and illegal; (vi) costs be awarded to the petitioner.

Counsel for the Petitioner: MR. K. Ramakrishna Reddi

Counsel for the respondents 1 and 2: Mr.K.Srinivasamurthy,S.C. for Andhra Bank.

Counsel for the Respondent No.3: None appeared.

The Court made the following:

O R D E R:

Learned Counsel for the petitioner submits that the petitioner has sought for voluntary retirement and accordingly he retired from service. Under those circumstances, the Writ Petition has become infructuous.

2. Accordingly, the Writ Petition is dismissed as infructuous. No costs.

G. BIKSHAPATHY, J

Dated: 16-09-2004
Ccm

To

1. The Chairman & Managing Director Central Office, Andhra Bank, Saifabad, Hyderabad
2.The Central Manager (Personal) Andhra Bank, Central Office, Saifabad, Hyderabad

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